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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/723,522	11/26/2003	Jean-Jacques Codani	GIO-001.01

## CONFIRMATION NO. 8678

25181  
FOLEY HOAG, LLP  
PATENT GROUP, WORLD TRADE CENTER WEST  
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BOSTON, MA 02110

## FORMALITIES LETTER



\*OC000000012144165\*

Date Mailed: 03/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/22/2004 WASFAW1 00000026 061448 10723522 FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DA

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*Y. G.*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Codani, Jean-Jacques et al.

Serial No: 10/732,522

Filed: November 26, 2003

For: *Systems and Methods for Sequence Comparison*

Attorney Docket No. GIO-001.01

Art Unit: 1645

Examiner: Not yet assigned

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, on October 19, 2004.

  
Brett Clemens

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached is Declaration for the above-referenced application that has been executed by four of the five inventors of this application. Also enclosed are a copy of the Notice to File Missing Parts of Nonprovisional Application, Petition Under 37 C.F.R. § 1.47, Statement of Facts Submitted by Jennifer Holmes in Support of Petition Under 37 C.F.R. § 1.47, Statement of Facts Submitted by Jean-Jacques Codani in Support of Petition Under 37 C.F.R. § 1.47, a Statement to Support Filing and Submission of Sequence Listing in Accordance with 37 CFR §§ 1.821-1.825, a paper copy of sequence listing, a computer readable form (CRF) of the sequence listing, and a Petition for Extension of Time.

Please charge the late oath or declaration surcharge fee of \$65.00, the Petition Under 37 C.F.R. § 1.47 fee of \$130.00 and the Petition for Extension of Time fee of \$1,040.00 to our Deposit Account No. 06-1448, Reference GIO-001.01. Although we believe that we have submitted the correct amount to cover the above-listed items, the Commissioner is authorized to

credit any overpayment or charge any deficiencies to our Deposit Account No. 06-1448. An extra copy of this Response is enclosed.

Respectfully Submitted,

Date: October 19, 2004

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